



## State of Utah

GARY R. HERBERT  
*Governor*

SPENCER J. COX  
*Lieutenant Governor*

## Insurance Department

TODD E. KISER  
*Insurance Commissioner*

### BULLETIN 2015-5

To: Health Insurers Offering Large and Small Employer Health Benefit Plans  
From: Todd E. Kiser, Utah Insurance Commissioner  
Date: April 24, 2015  
Subject: **PPACA Transitional and Early Renewal of Small and Large Employer Groups**

This Bulletin clarifies Utah's position on early renewal and transitional relief of small employer and large employer (those employers with 51-100 employees) group health benefit plans. This Bulletin supersedes the Market Transition provision in Bulletin 2013-4(a) as it relates to small employers.

Utah Code Annotated § 31A-30-117 permits a health insurer to continue coverage, or re-enroll coverage, of nongrandfathered health benefit plan coverage that is not in compliance with the 2014 PPACA market reforms, to the extent permitted by the Centers for Medicare and Medicaid Services. On November 14, 2013, Center for Consumer Information and Insurance Oversight, CCIIO, within the Centers for Medicare and Medicaid Services, notified Insurance Commissioners that a health insurer may choose to continue coverage that would be otherwise terminated or canceled for plan or policy years starting on or after January 1, 2014. On March 5, 2014, CCIIO issued an Insurance Standards Bulletin Series extending the transition coverage for two years – to policy years beginning on or before October 1, 2016. CCIIO also clarified the transitional relief policy applies to a large employer (those employers with 51-100 employees) who will be redefined as a small employer on January 1, 2016, herein after referred to as a large employer.

A health insurers may allow a small employer to continue to renew and re-enroll a transitional health benefit plan policy through October 1, 2016. A small employer may also elect to early-renew a transitional policy through October 1, 2016, in order to take full advantage of the transitional relief.

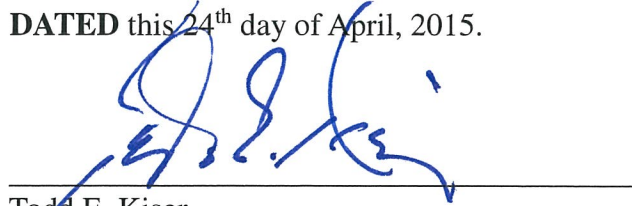
A health insurer may allow a large employer health benefit plan that is issued prior to January 1, 2016, to renew as a transitional health benefit plan beginning on or after January 1, 2016 through October 1, 2016. A large employer may also elect to early-renew a policy through October 1, 2016 in order to take full advantage of the transitional relief.

Offers of early renewal and transitional relief are subject to the following conditions:

- An insurer may offer early renewal or transitional relief, provided that it makes the offer uniformly to all similarly situated employers. This Bulletin does not compel an insurer to offer early renewal or transitional relief.
- An insurer may offer transitional relief to large employers whether or not it offered transitional relief to individuals or small employers.
- An insurer offering early renewal or transitional relief to small or large employers must notify the Commissioner by July 1, 2015 by sending an email [health.uid@utah.gov](mailto:health.uid@utah.gov).

If you have any questions or comments, please contact the Health and Life Division at 801-538-3077 or [health.uid@utah.gov](mailto:health.uid@utah.gov).

**DATED** this 24<sup>th</sup> day of April, 2015.



---

Todd E. Kiser  
Insurance Commissioner